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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 16TH DAY OF JUNE 1998

PRESENT

THE HON'BLE MR.R.P.SETHI, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE K.R. PRASAD RAO

WRIT PETITION No. 1921/1991

BETWEEN:

1. Mrs.Lakshmi, aged 25 yrs.,  
Housewife, No.27, II Cross,  
C.R.Layout, J.D.Nagar,  
Bangalore-78.
2. Ms.Uma Shashi B.V., aged 22 yrs.,  
Student, 193-A, 17th Cross, 15th  
Main, M.C.Layout, Vijayanagar,  
Bangalore-40.
3. Ms.Arati Iyengar, aged 27 yrs.,  
Research Assistant, Dept. of  
Biology, University of Southampton,  
BLDG-62, BASSETT CR EAST,  
SOUTHAMPTON, 509 3TU, U.K.
4. Ms.Margaret Tripeen Banc,  
aged 60 yrs., Housewife, No.4,  
Clark Road, Richards Town,  
Bangalore-5.
5. Mr.Rajanish Mathur, aged 27 yrs.,  
Sales Officer, 12-A, Cunningham Apts.,  
Cunningham Road, Bangalore-52.

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6. Mr.Nagarajan, aged 35 yrs.,  
Advocate, No.147, Brigade Road,  
Bangalore.
7. Mr.Munirajappa, aged 33 yrs.,  
Landlord, Varamavu Village,  
Banaswadi Main Road, K.R.Puram  
Hobli, Bangalore-43.
8. Miss B.Sujatha, aged 24 yrs.,  
Student, Environmentalist,  
No.30, "Karthika", 2nd Cross,  
Ram Mohanpuram, Bangalore-21.
9. Smt.Padma Sridhar, aged 42 yrs.,  
Housewife, 271, Middle School  
Road, Visveswarapuram, Bangalore-4.
10. Miss.B.S.Shilpa, aged 16 yrs.,  
Student, 271, Middle School Road,  
Visweswarapuram, Bangalore-4.
11. Ganeshmal Bhonsali, aged 44 yrs.,  
Businessman, 150 O.K.Road,  
Bangalore.
12. Shri Bhawarlal, aged 35 yrs.,  
Bangalore-2.
13. Shri Gulabchand, aged 20 yrs.,  
Business, II Floor, Basavaraja  
Market, Bangalore-2.
14. Shri Parasmal Champalal & Co.,  
150 Kumbarpet, Bangalore-2.
15. Mahaveer Fancy Stores, 39, Kumbarpet,  
Bangalore-2.
16. Shri Jayantilal, aged 34 yrs.,  
Salesman, 41, O.K.Road, Bangalore-2.
17. Shri K.G.Shekar, major, 1461,  
Kumbarpet, Bangalore.

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18. Shri Babulalji, Mahandra Industries, Opp: Raja Market, No.61, O.K.Road, Bangalore.
19. Shri Ashok Kumar, aged 23 yrs., M.K.Traders, 9, O.K.Road, Bangalore-2.
20. M.G.Enterprises, 169, O.K.Road, Bangalore-2, rep by Shri Khemraj, aged 23 yrs.,
21. Shri Mohanlal, aged 30 yrs., M.G.Metal Pvt. Ltd., 169 O.K. Road, Bangalore-2.
22. Shri N.K.Dutt, aged 60 yrs., No.8, 15th Main, 1st Block, Rajajinagar, Bangalore-10.
23. Ms.Shantha Dutt, aged 55 yrs., Housewife, No.8, I Main, I Block, Rajajinagar, Bangalore-10.
24. Shri S.Lakshminarayana Rao, aged 65 yrs., Advocate, Mayura Buildings, K.V.Temple Road, Bangalore-53.
25. Shri Shamsudhin, aged 30 yrs., Advocate, 'M' Indiramahal, Gandhinagar, V Main, Bangalore.9.
26. Madan Gowda, major, No.492/C, 7th Cross, 7th Block, Jayanagar, Bangalore-82.
27. Smt.Sharada Devi, aged 45 yrs., Housewife, No.27, II Cross, C.R.Layout, J.P.Nagar, Bangalore-560 078.

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28. Mr.Manjunath, aged 27 yrs.,  
Sales Officer, No.27,  
Bharadwaj, II Cross,  
C.R.Layout, J.P.Nagar,  
Bangalore-78.

.. Petitioners

(By Ms.Meena N Swamy, Adv.,)

AND:

1. The Corporation of the City  
of Bangalore, Mahanagara  
Palike, Corporation Offices,  
Bangalore-2.

2. The State of Karnataka rep  
by its Secretary, Animal  
Husbandry Dept., Vidhana Soudha,  
Bangalore-1.

3. The Animal Welfare Board of  
India, Madras-20, rep by its  
Secretary/Chairman.

.. Respondents

(By Sri.Shantesh Gureddi, for R-1,  
Sri.B.A.Ramakrishna, for R-1, P.G.C.Chengappa, R-1,  
Sri.P.G.GOWri and Sri.R.Gunashekar, for R-1)

This WP is filed under Article 226 of the  
Constitution praying to direct the Corporation  
of the City of Bangalore to execute and implement  
its new project of establishment of new dog pound  
at Bommasandra, Bangalore expeditiously and in  
accordance with the provisions of the Karnataka  
Municipal Corporations Act of 1976 and the Prevention  
of Cruelty to Animals Act of 1960 and etc.,

This WP coming on for Orders, this day, the  
Honble C.J., made the following:-

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O R D E R

Needful has not been done despite opportunities granted.

2. In this petition filed in Public Interest, prayer has been made for issuance of directions to the Corporation of the City of Bangalore to execute and implement its new project of establishment of new dog pound at Bommasandra, Bangalore, ~~and~~ to prevent cruelty to the stray dogs and other dogs and to take necessary steps for preventing and avoiding cruelty to the animals.

3. In the statement of objections filed on behalf of the respondent-1, it is submitted that stray dogs are caught and kept in cages in the interest of the public in order to prevent dreadful diseases like rabies etc. The dogs are caught by wire loop method and impounded in the pound maintained by the Corporation . The dogs are numbered daywise. Learned counsel for the respondents submits that the practice of electrocuting the dogs after three days has been abandoned and as a routine ~~in~~ such dogs which are not cleaned are sterilised. Only dangerous and diseased dogs are electrocuted.

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~~The~~ Number of cages are said to have been constructed which are being properly maintained with the provision of water supply. The construction of modern dog pound has been included in the programme of works to be constructed by the Corporation. It is further submitted that at present instead of the Corporation, an Organisation known as COMPASSIONATE UNLIMITED PLUS ACTION (CUPA) is taking care of the stray dogs.

4. In view of the statement of objections and the statement made at the Bar, no action is required to be taken in the matter and the petition is disposed of as settled.



Sd/-  
JUDGE

Sd/-  
JUDGE

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